

Public Document Pack

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Date: Monday, 26 June 2023

Dear Sir or Madam

The Licensing Sub-Committee – Tuesday, 4 July 2023, 2.30 pm – Steepholm Room

A meeting of the Licensing Sub-Committee will take place as indicated above.

The agenda is set out overleaf.

Yours faithfully

Assistant Director Legal & Governance and Monitoring Officer

To: Members of the Licensing Sub-Committee

Councillors:

Marcia Pepperall, Mike Solomon and Robert Payne.

This document and associated papers can be made available in a different format on request.

Agenda

1. **Election of Chairperson for the meeting**
2. **Apologies for absence and notification of substitutes**
3. **Declaration of Disclosable Pecuniary Interest (Standing Order 37)**

A Member must declare any disclosable pecuniary interest where it relates to any matter being considered at the meeting. A declaration of a disclosable pecuniary interest should indicate the interest and the agenda item to which it relates. A Member is not permitted to participate in this agenda item by law and should immediately leave the meeting before the start of any debate.

If the Member leaves the Chamber in respect of a declaration, he or she should ensure that the Chairperson is aware of this before he or she leaves to enable their exit from the meeting to be recorded in the minutes in accordance with Standing Order 37.

4. **Adoption of hearing procedure (Pages 5 - 6)**
5. **05 Ganley and Naish Report for the Sub-Licensing Committee (Pages 7 - 34)**

Report of the Director of Public Health & Regulatory Services.

6. **Urgent business permitted by the Local Government Act 1972**

For a matter to be considered as an urgent item, the following question must be addressed: "What harm to the public interest would flow from leaving it until the next meeting". If harm can be demonstrated, then it is open to the Chairperson to rule that it be considered as urgent. Otherwise the matter cannot be considered urgent within the statutory provisions.

Exempt Items

Should the Licensing Sub-Committee wish to consider a matter as an Exempt Item, the following resolution should be passed -

"(1) That the press, public, and officers not required by the Members, the Chief Executive or the Director, to remain during the exempt session, be excluded from the meeting during consideration of the following item of business on the ground that its consideration will involve the disclosure of exempt information as defined in Section 100I of the Local Government Act 1972."

Also, if appropriate, the following resolution should be passed –

"(2) That members of the Council who are not members of the Licensing Sub-

Committee be invited to remain.”

Mobile phones and other mobile devices

All persons attending the meeting are requested to ensure that these devices are switched to silent mode. The chairman may approve an exception to this request in special circumstances.

Filming and recording of meetings

The proceedings of this meeting may be recorded for broadcasting purposes.

Anyone wishing to film part or all of the proceedings may do so unless the press and public are excluded for that part of the meeting or there is good reason not to do so, as directed by the Chairman. Any filming must be done as unobtrusively as possible from a single fixed position without the use of any additional lighting, focusing only on those actively participating in the meeting and having regard to the wishes of any members of the public present who may not wish to be filmed. As a matter of courtesy, anyone wishing to film proceedings is asked to advise the Chairman or the Assistant Director Legal & Governance and Monitoring Officer’s representative before the start of the meeting so that all those present may be made aware that it is happening.

Members of the public may also use Facebook and Twitter or other forms of social media to report on proceedings at this meeting.

Emergency Evacuation Procedure

On hearing the alarm – (a continuous two tone siren)

Leave the room by the nearest exit door. Ensure that windows are closed.

Last person out to close the door.

Do not stop to collect personal belongings.

Do not use the lifts.

Follow the green and white exit signs and make your way to the assembly point.

Do not re-enter the building until authorised to do so by the Fire Authority.

Go to Assembly Point C – Outside the offices formerly occupied by Stephen & Co

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Agenda Item 4

North Somerset Council

Licensing Sub-Committee

Procedure to be followed for meetings of the Licensing Sub-Committee when considering Licensing Act 2003 applications

The Chairperson introduces the Members of the Sub-Committee and officers present, and explains the procedure to be followed:

1 The Chairperson invites the Licensing Officer to outline the proposal. All parties may then ask questions for clarification only

2 The Chairperson then invites persons who have made relevant representations to clarify the representations. All parties may then ask questions of those making representations or make comment, which will be at the discretion of the Chairperson

3 The Chairperson invites the applicant/applicant's representative to clarify the application and to address the representations made. All parties may then ask questions of the applicant or make comment at the discretion of the Chairperson.

4 The parties are then invited to sum up

5 The Sub-Committee then withdraws to consider the submissions and to make its deliberations

6 On returning to the meeting with all parties present, the Chairperson/Legal Adviser to the Sub-Committee will announce the decision

Please note:-

All persons who have written to the Licensing Authority in connection with any of the applications on the agenda will have been invited to attend the hearing.

The Chairperson appointed for the meeting shall have absolute control of the Hearing and the ruling of the Chairperson shall be final.

The Legal Advisor to the Sub-Committee can assist the Chairperson during the Hearing and may interrupt proceedings when it is considered necessary to ensure that the Sub-Committee is able to determine the application fairly.

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North Somerset Council

Report to the licensing sub committee

Date of meeting: Tuesday 4 July 2023

Subject of report: application for the grant of a premises licence at Ganley & Naish Cider, 1 Dairy Barn, Hailstone Farm, Redhill, Bristol, BS40 5TG

Town or parish: Wrington

Officer/member presenting: Director of Public Health

Key decision: No

Recommendations

That the sub committee determines the application for the grant of the Premises Licence.

1. Summary of report

1.1 An application has been received for the grant of a Premises Licence for Ganley and Naish Cider, 1 Dairy Barn, Hailstone Farm, Redhill., Bristol BS40 5TG. Consultations have been carried out and objections have been received from local residents. The main concerns raised are the likelihood of an increase in noise and nuisance in the nearby area, with the extra vehicles collecting the deliveries, and the risk of public safety due to an increase of traffic leading to the property, which could prevent emergency vehicular access to the properties.

2. Policy

2.1 The Council's statement of Licensing Policy applies to this application.

2.2 The Licensing Act 2003 requires licensing authorities to carry out their functions with a view to promoting the following four licensing objectives:

- a) The Prevention of Crime and Disorder.
- b) Public Safety.
- c) The Prevention of Public Nuisance, and
- d) The Protection of Children from Harm.

2.3 The Licensing Authority should have regard to the Statutory Guidance issued under section 182 of the Licensing Act 2003, and the provisions of the Licensing Act itself.

3. Details

3.1 An application was received on the 9 May 2023 from Ganley & Naish Cider Ltd for the grant of a Premises Licence under the Licensing Act 2003, in respect of Ganley

& Naish Cider, 1 Dairy Barn, Hailstone Farm, Redhill, Bristol BS40 5TG. A copy of the application that has been made is shown at **Appendix A**.

- 3.2 The premises being licensed is to the rear of a residential property and is to provide off sales of company products, to be delivered via company transport or courier services.
- 3.3 Ganley & Naish Cider has residential properties within 100 metres of the licensed premises.
- 3.4 A copy of a location plan of the premises is shown at **Appendix B**.
- 3.5 The licensable activities and opening times of the premises being sought are as follows::

Licensable Activity	Hours Sought	Non –standard timings
Supply of alcohol	Monday – Sunday 07:00hrs – 20:00hrs	None
Opening Hours	24 hours a day, 7 days a week via internet sales only.	None

4. Consultation

4.1 In accordance with the requirements of the Act the applicant has:

- (a) Served copies of the application to the Responsible Authorities.
- (b) Advertised the submission of the application in a local newspaper.
- (c) Placed a notice at the property detailing the application made.

4.2 During consultation with Avon and Somerset police, clarification was sought of the conditions offered by the applicant in the Premises licence application. The wording was subsequently amended as below:

1. Sales of alcohol shall be permitted at any time 24/7 via an online website - ordering service.
2. All alcohol stored at the premises shall be locked in a secure storage area.
3. There will be an age verification “gateway” at the front of the website that states the legislation on alcohol age purchases and responsibility.
4. A record of all sales must be kept, including the type and quantity of alcohol supplied and address to which delivered.
5. Delivery drivers shall be trained and regularly refreshed in age challenge procedures e.g. “Challenge 25 “ policy where an acceptable form of photographic identification is required and a refusal register kept.
6. All alcohol sold for consumption off the premises, shall be supplied in sealed containers.

A copy of the clarified conditions can be found in **Appendix C**

4.3 In relation to the four licensing objectives set out in the Licensing Act 2003, the following matters have been raised:

Licensing Objective	Responsible Authority	Interested Party
The Prevention of Crime and Disorder	The Police have not made any representations.	No representations have been received
Public Safety	Avon Fire and Rescue Service/Environmental Health have not made any representations.	Representations have been received in relation to the possible increase of traffic leading to the property, which could prevent emergency vehicular access to the properties.
Public Nuisance	The Environmental Protection team have not made any representations.	Representations have been received in relation to noise and nuisance that is likely to increase due to extra vehicles attending the premises.
The Protection of Children from Harm	Children and Young People's Services have not made any representations.	No representations have been received

4.4 Copies of the representations which have been received are shown at **Appendix D**.

5. Financial implications

Costs - None.

Funding - None.

6. Legal powers and implications

6.1 The Licensing Authority recognises that its licensing function is only one means of securing the delivery of the service. The Licensing Authority will therefore continue to work in partnership with other stakeholders, such as the Police, Crime & Disorder Partnerships and the Vehicle and Vehicle Standards Agency (DVSA) towards the promotion of any licensing objectives.

6.2 In undertaking this licensing function, the Licensing Authority has regard to the following legislation:

- Licensing Act 2003
- Gambling Act 2005
- Health Act 2006
- The Smoke-free (Premises and Enforcement) Regulations
- The Equality Act 2010
- The European Convention on Human Rights, which is applied by the Human Rights Act 1998

6.3 The Licensing Authority also has regard to any other relevant legislation, strategies, policies and guidance in its decision-making.

7. Climate change and environmental implications

There are no climate change or environmental implications noted in this report.

8. Risk management

8.1 Regularly reviewing licensing policies and practices and using a risk-rated approach to both proactive and reactive enforcement reduces the risk to the Authority. Ensuring MoU agreements are in place with external partner agencies will also help strengthen roles and responsibilities surrounding Licensing work.

9. Equality implications

None

10. Corporate implications

10.1 If the application is refused or amended the applicant may appeal within 21 days of the notification of the Committee's decision to the Magistrate's Court. If the application is granted, a person making a relevant representation may also appeal within 21 days of the notification to the Magistrates' Court.

11. Options considered

The Committee may after hearing the application:

- a) Grant the application as applied for, or
- b) Grant the application with modifications to the dates or timing of licensable activities or conditions to be attached to the licence.
- c) Refuse the application.

For the purpose of sub section 8(b) above conditions are modified if any of them are altered or omitted or any new condition is added.

Author

Caz Horton, Licensing Officer

Tel: 01934 426 800

Background papers

Licensing Act 2003.

Guidance to the Licensing Act issued under section 182 of the 'Act'.

Statement of Licensing Policy for North Somerset Council.

APPENDIX A – Premises licence application

APPENDIX B – Premises location plan

APPENDIX C – Clarification of conditions/changes to application

APPENDIX D - Copies of representations

Appendix A



* required information

Section 1 of 21	
You can save the form at any time and resume it later. You do not need to be logged in when you resume.	
System reference	<input type="text" value="Not Currently In Use"/> <p>This is the unique reference for this application generated by the system.</p>
Your reference	<input type="text" value="GN-23001L"/> <p>You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.</p>
Are you an agent acting on behalf of the applicant?	Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
<input type="radio"/> Yes <input checked="" type="radio"/> No	
Applicant Details	
* First name	<input type="text" value="Andrew"/>
* Family name	<input type="text" value="Jenkins"/>
* E-mail	<input type="text" value="andy@ganleyandnaish.com"/>
Main telephone number	<input type="text" value="07850212949"/> <p>Include country code.</p>
Other telephone number	<input type="text"/>
<input type="checkbox"/> Indicate here if you would prefer not to be contacted by telephone	
Are you:	
<input checked="" type="radio"/> Applying as a business or organisation, including as a sole trader <input type="radio"/> Applying as an individual	A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.
Applicant Business	
Is your business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes <input type="radio"/> No <p>Note: completing the Applicant Business section is optional in this form.</p>
Registration number	<input type="text" value="11927311"/>
Business name	<input type="text" value="Ganley & Naish cider ltd"/> <p>If your business is registered, use its registered name.</p>
VAT number	<input type="text" value="-"/> <input type="text"/> <p>Put "none" if you are not registered for VAT.</p>
Legal status	<input type="text" value="Private Limited Company"/>

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body

- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales

- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

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NON INDIVIDUAL APPLICANTS

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Company Director

Address

Building number or name	1 Dairy Barn
Street	Hailstone Farm
District	Redhill
City or town	Bristol
County or administrative area	North somerset
Postcode	BS40 5TG
Country	United Kingdom

Contact Details

E-mail	andy@ganleyandnaish.co.uk
Telephone number	07850212949
Other telephone number	
* Date of birth	09 / 11 / 1984 dd mm yyyy
* Nationality	British

[Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

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OPERATING SCHEDULE

When do you want the premises licence to start?	06 / 06 / 2023 dd mm yyyy
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If you wish the licence to be valid only for a limited period, when do you want it to end	/ / dd mm yyyy
---	-------------------

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Residential property to provide off sale sales of company products to be delivered via company transport or courier

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

0

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text" value="1 Dairy Barn"/>
Street	<input type="text" value="Hailstone Farm"/>
District	<input type="text" value="Redhill"/>
City or town	<input type="text" value="Bristol"/>
County or administrative area	<input type="text" value="North somerset"/>
Postcode	<input type="text" value="BS40 5TG"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text" value="15/07364/LAPER"/>
Issuing licensing authority (if known)	<input type="text" value="bristol city council"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start End

Start End

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

Public collection will not be allowed, only delivery via courier
Website will require an over 18 acknowledgment, plus on delivery the courier will check ID before of handing over goods
Packaging displays drink aware website
Alcohol content and units displayed on packaging

b) The prevention of crime and disorder

Public collection will not be allowed, only delivery via courier
Website will require an over 18 acknowledgment, plus on delivery the courier will check ID before of handing over goods
Packaging displays drink aware website
Alcohol content and units displayed on packaging

c) Public safety

Public collection will not be allowed, only delivery via courier
Packaging displays drink aware website

d) The prevention of public nuisance

Public collection will not be allowed, only delivery via courier

e) The protection of children from harm

Website will require an over 18 acknowledgment, plus on delivery the courier will check ID before of handing over goods

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The cost

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

Continued from previous page...

* Fee amount (£)

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/north-somerset/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY

Applicant reference number	<input type="text" value="GN-23001L"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

Consent of individual to being specified as premises supervisor

Andrew jenkins

I _____
[full name of prospective premises supervisor]

of

[home address of prospective premises supervisor] 1 Dairy Barn, Hailstone farm, Redhill, Bristol, North somerset, BS40 5TG

hereby

confirm that I

give my

consent to _____

be specified as the designated premises supervisor in relation to the application for

[type of application] Off sales alcohol sales _____

by

[name of applicant] Andrew Jenkins _____

relating to a premises licence _____
[number of existing licence, if any]

for

[name and address of premises to which the application relates] Ganley & Naish Cider Ltd
1 Dairy Barn
Hailstone farm
Redhill
Bristol
North somerset
BS40 5TG _____

and any premises licence to be granted or varied in respect of this application made by

[name of applicant] of Andrew jenkins

concerning the supply of alcohol at

[name and address of premises to which application relates] Ganley & Naish Cider Ltd
1 Dairy Barn
Hailstone farm
Redhill
Bristol
North somerset
BS40 5TG

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

[insert personal licence number, if any] 15/07364/LAPER

Personal licence issuing authority

[insert name and address and telephone number of personal licence issuing authority, if any] Bristol City Council

Signed

Andrew jenkins

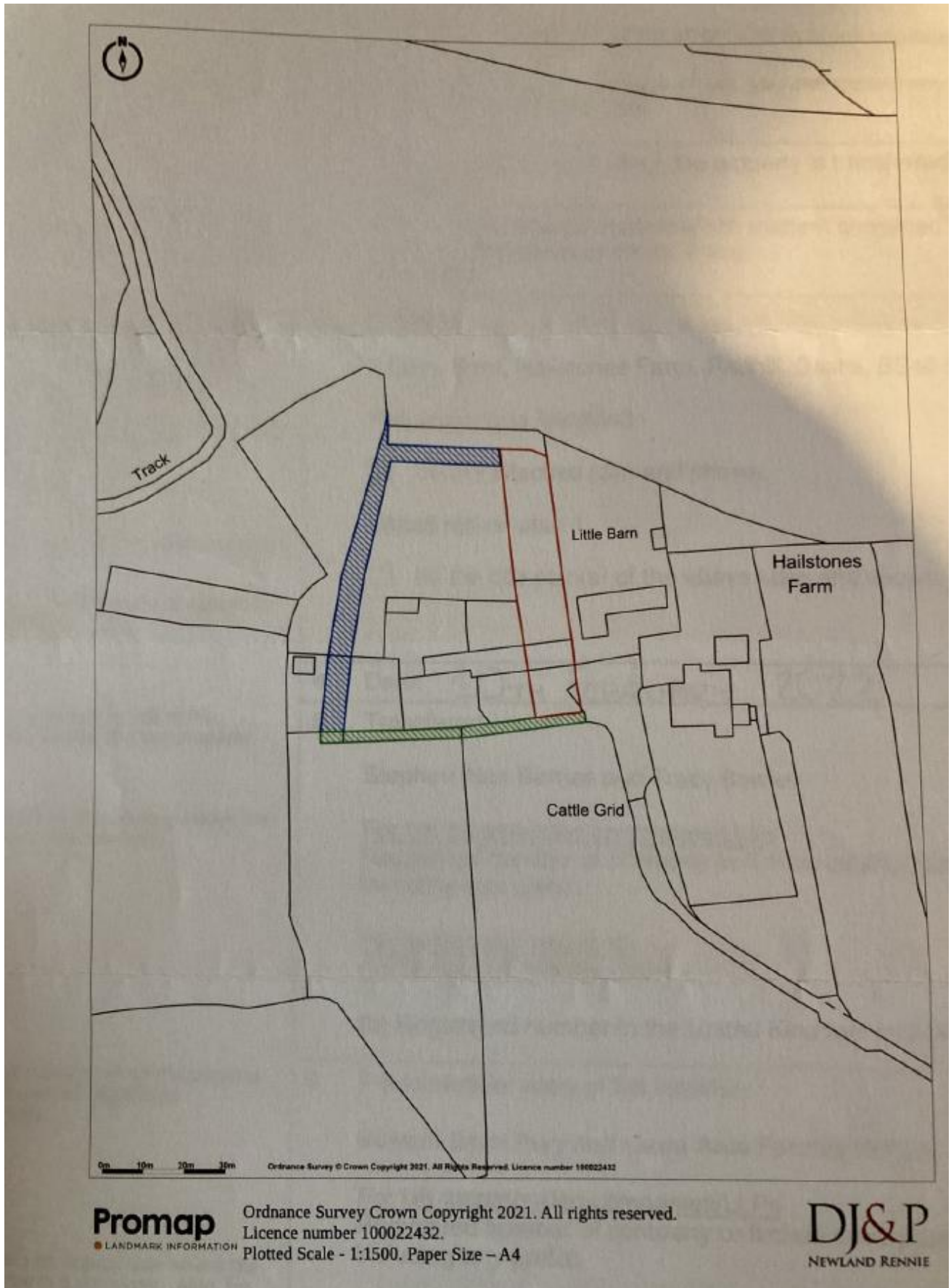
Name (please print)

Andrew jenkins

Date

08/05/2023

Appendix B

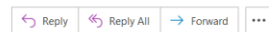


Appendix C

FW: Police Licensing - Premises Licence application - Ganley & Naish Cider Ltd - Redhill, North Somerset.



Andrew Jones (WSM) <Andrew.Jones@avonandsomerset.police.uk>
To: Caz Horton
Cc: Andy Manhire



Wed 31/05/2023 16:07

Hi Andy,

Thanks and we agree to all the conditioned detailed below

Andy

From: Andrew Jones (WSM) <Andrew.Jones@avonandsomerset.police.uk>
Sent: Wednesday, May 31, 2023 3:01 PM
To: andy@ganleyandnaish.co.uk
Subject: Police Licensing - Premises Licence application - Ganley & Naish Cider Ltd - Redhill, North Somerset.

Afternoon Andy,

Further to our conversation today and the discussion over the conditions offered in the Premises licence application - I wish to clarify the following:

1. Sales of alcohol shall be permitted at any time 24/7 via an online website - ordering service.
2. All alcohol stored at the premises shall be locked in a secure storage area.
3. There will be an age verification gateway at the front of the website that states the legislation on alcohol age purchases and responsibility.
4. A record of all sales must be kept, including the type and quantity of alcohol supplied and address to which delivered.
5. Delivery drivers shall be trained and regularly refreshed in age challenge procedures e.g. "Challenge 25" policy where an acceptable form of photographic identification is required and a refusal register kept.
6. All alcohol sold for consumption off the premises, shall be supplied in sealed containers.

Could the above detailed conditions be considered and if agreeable please can an email response be provided accepting the conditions, so not to delay the application process. If there are any concerns or queries during the consultation period, please do not hesitate to make contact.

Kind regards

Andy Jones
Police Licensing
North Somerset

Appendix D

The Licencing Officer
The Town Hall, Walliscote Grove Road
Weston-Super-Mare
BS23 1UJ



5/06/2023

Ref: Application NSC/062537, 1 Dairy Barn, Hailstone Farm, Redhill.

We would object to the granting of an Alcohol supply Licence on the following grounds:

The applicant put his notice of application on his front door, where it was not visible to anyone unless they entered his property.

This is a small end of terrace domestic property, with a small front parking area, approached by a 300m single track private road, over which the applicant only has right of way to his property. There is no right to park on any part of this access road, or to load or unload.

The applicant appears to be building a large production facility in his back garden, as far as I am aware there is no planning consent for this change of use.

The applicant in fact used a large concrete pumping crane to deliver concrete to the rear of the property, over the roof. I think demonstrating that trying to take in manufacturing raw materials, and despatch products is going to create considerable nuisance.

This is a quiet hamlet of 5 domestic properties, and entirely unsuitable for a licenced premises with deliveries and collections taking place.

I am also unsure of the applicants right of way to the rear of his property, meaning everything would have to go through the house!

We believe on the grounds of public safety, including the applicants own, due to lack of access, and the public nuisance to our small community, caused by constant commercial activity, and noise, we would respectfully ask you to turn this down.

We have also advised the planning Department via our councillor Steve Hogg.

Regards

Joe & Marilyn Zakarias

Hailstones Farm

Redhill

BS40 5TG

A handwritten signature in blue ink, appearing to read 'M. Zakarias', written over a large, sweeping blue scribble.



5 June 2023

Dear North Somerset Council Licensing Team

Notice of application for the GRANT of a PREMISES licence

Name of Applicant: Andrew Jenkins

Address of Premises: 1 Dairy Barn, Hallstone Farm, Redhill, BS40 5TG

We write to lodge our representations in objection to the above application.

Public nuisance

1. By way of background, the proposed premises is a residential dwelling within a farm in a rural community consisting of six properties. We do not wish to see any premises in this quiet residential area selling alcohol at any time of the day or night. This would increase stress of noise and nuisance in the area.
2. The proposed premises can only be accessed by a privately owned single track road. The single track road in question is not owned by the applicant. The single track road is owned by the applicant's neighbours, that is to say, [REDACTED]. Residential access is provided to the residential properties only.
3. The single track road has no parking facilities and parking is strictly prohibited in the deeds.
4. The proposed licensable activities of alcohol off sale via Courler will see an increase in traffic along the single track road, for which access has not been agreed for commercial activity, as well as additional noise, road blockage due to the lack of parking as well as potential damage to the single track road due to increased activities by additional commercial vehicles.

Public safety and the prevention of public nuisance

1. There is the potential for the public to try to obtain alcohol from the premises. This would lead to nuisance.
2. An increase in traffic and parking, even though it is prohibited along the single track road leading to the premises could prevent emergency service vehicles from accessing properties. We have had to call these on a number of occasions as [REDACTED] is a vulnerable adult with severe medical conditions after suffering a catastrophic stroke. He, and potentially others, could therefore come to harm.

The applicant has not discussed the application with us. The notice of application was only discovered on Friday 2 June 2023, despite stating it was first displayed from 10 May 2023. This is because the notice was stuck on the inside of the applicant's door which, despite being glass, is only visible if you approach the door via the garden. There is no line of sight to the door/notice from the driveway or other properties. Given that, we have made these representations in quick order and without the opportunity to gather evidence in support of the above. Should you need copies of the deeds/photographs of the location/road/properties, please let us know and we will happily supply them.

Should you need any further information, please use the contact details above.

Many thanks.

Regards,

[REDACTED SIGNATURE]

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